



WASHINGTON STATE LEGISLATURE



Legislative Digest No. 36

FIFTY-NINTH LEGISLATURE

Thursday, March 9, 2006

60th Day - 2006 Regular Session

| | | | | | | | |
|---------------|------------------------|-----------------------|---------------------|---------------------|----------|----------|----------|
| SENATE | SB 6793-S2 SCR 8421 | SB 6892-S SCR 8422 | SB 6900 SCR 8423 | SB 6901 SCR 8424 | SB 6902 | SCR 8419 | SCR 8420 |
| HOUSE | HB 1672-S | HB 3320 | HB 3321 | HJM 4044 | HJR 4227 | HJR 4228 | HCR 4419 |

This publication includes digest and history for bills, joint memorials, joint resolutions, concurrent resolutions, initiatives, and substitutes. Engrossed measures may be republished if the amendment makes a substantive change.

Electronic versions of Legislative Digests are available at <http://apps.leg.wa.gov/billinfo/digests.aspx?year=2006>.

House Bills

HB 1672-S by House Committee on Commerce & Labor (originally sponsored by Representatives Conway, Hudgins, Green, Cody, Appleton, Morrell, Wood, McCoy, Kenney, Moeller, and Chase)

Requiring hospitals to establish a safe patient handling committee.

(AS OF HOUSE 2ND READING 3/07/06)

Provides that, by February 1, 2007, each hospital must establish a safe patient handling committee either by creating a new committee or assigning the functions of a safe patient handling committee to an existing committee. The purpose of the committee is to design and recommend the process for implementing a safe patient handling program. At least half of the members of the safe patient handling committee shall be frontline nonmanagerial employees who provide direct care to patients unless doing so will adversely affect patient care.

Provides that, by December 1, 2007, each hospital must establish a safe patient handling program. As part of this program, a hospital must: (1) Implement a safe patient handling policy for all shifts and units of the hospital. Implementation of the safe patient handling policy may be phased-in with the acquisition of equipment under this act;

(2) Conduct a patient handling hazard assessment. This assessment should consider such variables as patient-handling tasks, types of nursing units, patient populations, and the physical environment of patient care areas;

(3) Develop a process to identify the appropriate use of the safe patient handling policy based on the patient's physical and medical condition and the availability of lifting equipment or lift teams. The policy shall include a means to address circumstances under which it would be medically contraindicated to use lifting or transfer aids or assistive devices for particular patients;

(4) Conduct an annual performance evaluation of the program to determine its effectiveness, with the results of the evaluation reported to the safe patient handling committee. The evaluation shall determine the extent to which implementation of the program has resulted in a

reduction in musculoskeletal disorder claims and days of lost work attributable to musculoskeletal disorder caused by patient handling, and include recommendations to increase the program's effectiveness; and

(5) When developing architectural plans for constructing or remodeling a hospital or a unit of a hospital in which patient handling and movement occurs, consider the feasibility of incorporating patient handling equipment or the physical space and construction design needed to incorporate that equipment at a later date.

Provides that a hospital shall develop procedures for hospital employees to refuse to perform or be involved in patient handling or movement that the hospital employee believes in good faith will expose a patient or a hospital employee to an unacceptable risk of injury. A hospital employee who in good faith follows the procedure developed by the hospital in accordance with this provision shall not be the subject of disciplinary action by the hospital for the refusal to perform or be involved in the patient handling or movement.

Provides that, by January 1, 2007, the department shall develop rules to provide a reduced workers' compensation premium for hospitals that implement a safe patient handling program. The rules shall include any requirements for obtaining the reduced premium that must be met by hospitals.

Requires the department to complete an evaluation of the results of the reduced premium, including changes in claim frequency and costs, and shall report to the appropriate committees of the legislature by December 1, 2010, and 2012.

-- 2006 REGULAR SESSION --

- Feb 2 CL - Majority; 1st substitute bill be substituted, do pass.
Minority; do not pass.
- Feb 3 Referred to Appropriations.
- Feb 4 APP - Executive action taken by committee.
APP - Majority; do pass 1st substitute bill proposed by Commerce & Labor.
Minority; do not pass.
- Feb 6 Passed to Rules Committee for second reading.
- Feb 10 Placed on second reading.

Feb 14 Referred to Rules 2 Consideration.
 Mar 4 Rules Committee relieved of further consideration. Placed on second reading.
 Mar 7 1st substitute bill substituted. Floor amendment(s) adopted. Rules suspended. Placed on Third Reading.
 Third reading, passed; yeas, 85; nays, 13; absent, 0; excused, 0.
 -- IN THE SENATE --
 Rules suspended.
 Placed on second reading.
 Mar 8 Rules suspended. Placed on Third Reading.
 Third reading, passed; yeas, 48; nays, 0; absent, 0; excused, 1.

HB 3320 by Representative Hinkle
 Establishing a controlled substances prescription monitoring program.
 Establishes a controlled substances prescription monitoring program.
 -- 2006 REGULAR SESSION --
 Mar 7 First reading, referred to Health Care.

HB 3321 by Representative Linville
 Providing funding for the small business development center.
 Appropriates the sum of one million six hundred thousand dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2007, from the general fund to the Washington State University for the small business development center.
 -- 2006 REGULAR SESSION --
 Mar 7 First reading, referred to Appropriations.

House Joint Memorials

HJM 4044 by Representatives Woods, Cox, Hankins, Clements, Pearson, McDonald, Haler, Skinner, Armstrong, McCune, Curtis, Bailey, Alexander, Sump, Hinkle, Priest, Kretz, Orcutt, Condotta, Schindler, Ahern, DeBolt, Shabro, Newhouse, Serben, Strow, Nixon, and Buck
 Renaming the Tacoma Narrows Bridge the Fisher/Oke Bridge.
 Renames the Tacoma Narrows Bridge the Fisher/Oke Bridge.
 -- 2006 REGULAR SESSION --
 Mar 7 First reading, referred to Transportation.

House Joint Resolutions

HJR 4227 by Representatives Holmquist, Pearson, Condotta, Curtis, Cox, Ericksen, Roach,

McCune, Campbell, Serben, Dunn, Talcott, McDonald, Hinkle, and Buri

Protecting the name of marriage, protecting the legal incidents of marriage and limiting court jurisdiction over marriage.

Proposes an amendment to the state Constitution to protect the name of marriage, protect the legal incidents of marriage and limit court jurisdiction over marriage.

-- 2006 REGULAR SESSION --

Mar 7 First reading, referred to Juvenile Justice & Family Law.

HJR 4228 by Representatives Holmquist, Anderson, Condotta, Curtis, Cox, Ericksen, Roach, McCune, Campbell, Serben, Dunn, Rodne, Talcott, McDonald, Hinkle, and Buri

Limiting judicial jurisdiction over what constitutes marriage in this state.

Proposes an amendment to the state Constitution to limit judicial jurisdiction over what constitutes marriage in this state.

-- 2006 REGULAR SESSION --

Mar 7 First reading, referred to Juvenile Justice & Family Law.

House Concurrent Resolutions

HCR 4419 by Representatives Armstrong, Anderson, Pearson, Condotta, Curtis, Cox, Ericksen, Roach, McCune, Serben, Dunn, Talcott, McDonald, Holmquist, Hinkle, and Buri

Exempting all bills and joint resolutions dealing with marriage from the cutoff dates established in SCR 8414.

Exempts all bills and joint resolutions dealing with marriage from the cutoff dates established in SCR 8414.

-- 2006 REGULAR SESSION --

Mar 7 First reading, referred to Rules.

Senate Bills

SB 6793-S2 by Senate Committee on Ways & Means (originally sponsored by Senators Hargrove, Brown, Brandland, McAuliffe, Thibaudeau, Rockefeller, and Rasmussen)

Specifying roles and responsibilities with respect to the treatment of persons with mental disorders.

(DIGEST OF PROPOSED 2ND SUBSTITUTE)

Designates roles and responsibilities with respect to the treatment of persons with mental disorders.

Finds that ambiguities have been identified regarding the responsibilities of the department of social and health services and the regional support networks with regard to the provision of inpatient mental health services under the community mental health services act, chapter 71.24 RCW, and the involuntary treatment act, chapter 71.05 RCW. The purpose of this 2006 act is to make retroactive,

remedial, curative, and technical amendments in order to resolve such ambiguities.

Declares that, in enacting the community mental health services act, the legislature intended the relationship between the state and the regional support networks to be governed solely by the terms of the regional support network contracts and did not intend these relationships to create statutory causes of action not expressly provided for in the contracts. Therefore, the legislature's intent is that, except to the extent expressly provided in contracts entered after the effective date of this act, the department of social and health services and regional support networks shall address disagreements regarding the subject matter identified in sections 103 and 401 of this act through nonjudicial means.

-- 2006 REGULAR SESSION --

- Mar 3 WM - Majority; 2nd substitute bill be substituted, do pass.
Rules suspended.
Placed on second reading.
- Mar 4 2nd substitute bill substituted.
Rules suspended. Placed on Third Reading.
Third reading, passed; yeas, 45; nays, 0; absent, 0; excused, 4.
-- IN THE HOUSE --
- Mar 6 Read first time, rules suspended, and placed on second reading calendar.
- Mar 8 Floor amendment(s) adopted.
Rules suspended. Placed on Third Reading.
Third reading, passed; yeas, 97; nays, 0; absent, 0; excused, 1.
-- IN THE SENATE --
Senate concurred in House amendments.
Passed final passage; yeas, 46; nays, 0; absent, 0; excused, 3.

SB 6892-S by Senate Committee on Ways & Means (originally sponsored by Senators Prentice, Esser, Fraser, Brandland, Kohl-Welles, Rasmussen, and Oke)

Creating the 2006 Seattle professional football championship account.

(DIGEST OF PROPOSED 1ST SUBSTITUTE)

Creates the 2006 Seahawks championship account in the custody of the state treasurer. The account is established to celebrate the 2006 Seahawks season by matching private donations with state funds for the purpose of funding youth athletic fields. All receipts for this purpose from donations by representatives of the owners of the Seattle Seahawks, any member of the team, or any organization or person that considers themselves a Seahawks fan or anyone who has ever referred to himself or herself as a "twelfth man" or "twelfth woman" must be deposited into the account.

Provides that, at the end of each fiscal year, the treasurer must transfer an amount equal to the amount of donations received by the account for that year, plus an equal amount of state funds from within available funds appropriated to the account, to the youth athletic facility account established in this act.

Provides that, after the transfer at the end of fiscal year 2008, the treasurer shall transfer any remaining amounts in

the 2006 Seahawks championship account to the general fund, and the account shall be abolished.

Appropriates the sum of ten million dollars, or as much thereof as may be necessary, for the fiscal year ending June 30, 2007, from the general fund to the 2006 Seahawks victory account for the purposes of this act.

-- 2006 REGULAR SESSION --

- Feb 27 WM - Majority; 1st substitute bill be substituted, do pass.
Passed to Rules Committee for second reading.
- Feb 28 Made eligible to be placed on second reading.

SB 6900 by Senators Esser and Johnson

Changing provisions relating to driving under the influence of intoxicating liquor or any drug.

Revises provisions relating to driving under the influence of intoxicating liquor or any drug.

-- 2006 REGULAR SESSION --

- Mar 7 First reading, referred to Judiciary.

SB 6901 by Senator Roach

Creating a distinguished flying cross license plate.

Creates a distinguished flying cross license plate.

-- 2006 REGULAR SESSION --

- Mar 7 First reading, referred to Transportation.

SB 6902 by Senators Rasmussen and Brandland

Granting immunity from civil liability to health care providers during an emergency or disaster.

Declares that in response to recent national and international disasters, it is the legislature's intent to ensure during times of state and local emergencies and disasters every health care resource available to the state is utilized.

Recognizes one of its most important resources during such times is the availability of in-state and out-of-state volunteer health care providers, specifically physicians, physician assistants, and other health care providers with extensive primary care training.

Recognizes that such providers are often reluctant to volunteer their services out of fear they may be found liable for their acts or omissions while assisting those in need during an emergency or disaster. As a way to ensure the maximum number of volunteer health care providers are available during an emergency or disaster, the legislature intends to grant immunity from civil liability to all such providers who provide emergency, medical, or other health care during emergency or disaster situations.

-- 2006 REGULAR SESSION --

- Mar 7 First reading, referred to Health & Long-Term Care.

Senate Concurrent Resolutions

SCR 8419 by Senator Carrell

Exempting HB 3317 from the cutoff resolution.

Exempts HB 3317 from the cutoff resolution.

-- 2006 REGULAR SESSION --

Mar 3 Held on first reading.

SCR 8420 by Senators Benton and Carrell

Exempting SB 6388 from the cutoff resolution.

Exempts SB 6388 from the cutoff resolution.

-- 2006 REGULAR SESSION --

Mar 3 Held on first reading.

SCR 8421 by Senators McCaslin and Deccio

Exempting SJR 8224 from the cutoff resolution.

Exempts SJR 8224 from the cutoff resolution.

-- 2006 REGULAR SESSION --

Mar 3 Held on first reading.

SCR 8422 by Senator Zarelli

Exempting SJR 8222 and SB 6471 from the cutoff resolution.

Exempts SJR 8222 and SB 6471 from the cutoff resolution.

-- 2006 REGULAR SESSION --

Mar 3 Held on first reading.

SCR 8423 by Senator Fairley

Creating a homeowners' association act committee.

Creates a homeowners' association act committee.

-- 2006 REGULAR SESSION --

Mar 7 Held on first reading.

Rules suspended.

Placed on second reading.

Mar 8 Rules suspended. Placed on Third Reading.

Third reading, passed; yeas, 47; nays, 2; absent, 0; excused, 0.

SCR 8424 by Senators Esser and Johnson

Exempting a bill relating to driving under the influence of alcohol or drugs from the cutoff dates established in SCR 8414.

Exempts a bill relating to driving under the influence of alcohol or drugs from the cutoff dates established in SCR 8414.

-- 2006 REGULAR SESSION --

Mar 7 Held for further consideration.